

DRAFT

SUMMARY

Repeals provisions requiring that before issuing site certificate for nuclear-fueled thermal power plant, Energy Facility Siting Council must find that repository for disposal of waste produced by plant is licensed to operate by federal government. Repeals provisions requiring that proposal by council to issue site certificate must be approved by voters.

A BILL FOR AN ACT

Relating to energy; creating new provisions; amending ORS 469.594; and repealing ORS 469.590, 469.593, 469.595, 469.597, 469.599 and 469.601.

Be It Enacted by the People of the State of Oregon:

SECTION 1. ORS 469.590, 469.593, 469.595, 469.597, 469.599 and 469.601 are repealed.

SECTION 2. ORS 469.594 is amended to read:

469.594. (1) Notwithstanding the definition of a “waste disposal facility” under ORS 469.300, no high-level radioactive waste should be stored at the site of a nuclear-fueled thermal power plant after the expiration of the operating license issued to the nuclear power plant by the United States Nuclear Regulatory Commission.

(2) Notwithstanding subsection (1) of this section, a person operating a nuclear power plant under a license issued by the United States Nuclear Regulatory Commission shall remain responsible for proper temporary storage of high-level radioactive materials at the site of the nuclear power plant after termination of a license and until such materials are removed from the site for permanent storage.

(3) The State Department of Energy and the operators of nuclear-fueled

1 thermal plants shall pursue agreements with the United States Department
2 of Energy and the United States Nuclear Regulatory Commission to fulfill
3 the provisions of this section.

4 **(4) As used in this section:**

5 **(a) “High-level radioactive waste” means spent nuclear fuel or the**
6 **radioactive by-products from the reprocessing of spent nuclear fuel.**

7 **(b) “Spent nuclear fuel” means nuclear fuel rods or assemblies that**
8 **have been irradiated in a power reactor and subsequently removed**
9 **from that reactor.**

10 **SECTION 3. The repeal of ORS 469.590, 469.593, 469.595, 469.597,**
11 **469.599 and 469.601 by section 1 of this 2021 Act applies to nuclear-fueled**
12 **thermal power plants for which a notice of intent to file an application**
13 **for a site certificate under ORS 469.330 is filed on or after the effective**
14 **date of this 2021 Act.**